

CITY COUNCIL CITY OF LODI
COUNCIL CHAMBERS, CITY HALL
NOVEMBER 5, 1952

This regular meeting of the City Council of the City of Lodi held beginning at 8:05 o'clock p.m. on Wednesday, November 5, 1952; Councilmen Pressler, Richey, Robinson and Haskell (Mayor) present; Councilman Finn absent.

The minutes of the previous meeting, October 22, 1952, were approved as written and mailed.

COMMUNICATIONS

BUS. & PROF.
WOMEN'S CLUB
MEETING

A reminder of the invitation of the Lodi Business and Professional Women's Club to attend their annual Public Affairs dinner, November 10, 1952, at the Hotel Lodi.

JUVENILE
OFFICERS
MEETING

Letter from Lodi Juvenile Officer Russell French extending an invitation to the Council to attend a meeting of the Northern California and Central Valley's Juvenile Officers Associations at the Hotel Lodi on November 13, 1952.

AMA CONVENTION

Letter from the American Municipal Association calling for attendance at the annual convention of the organization in Los Angeles, December 1, 2 and 3.

LETTER
R. E. GRAHAM

Letter from R. E. Graham, County Clerk, expressing gratitude to the City Council for its expression of appreciation for Mr. Graham's aid in preparing the fluoridation measure for the ballot.

PETITION
TO IMPROVE
WASHINGTON
STREET

A petition signed by six owners of property on East Kettleman Lane and Acacia Street requesting the City to improve South Washington Street between Kettleman Lane and Acacia Street. The City Clerk explained that he had determined from the petitioners that they wanted the City to put in the street at no cost to the abutting property owners other than the dedication of the land. On the motion of Councilman Robinson, Richey second, the petition was referred to the City Planning Commission for a recommendation and the City Clerk was instructed to inform the petitioners that it is the policy of the Council to provide street improvements by special assessment districts.

KERN COUNTY
CONGRATULATED

Letter from the Central Valley Empire Association through the Lodi District Chamber of Commerce calling for a salute to the people of Kern County for their rapid recovery from the earthquake the past summer. Councilman Richey moved, Pressler second, that a message be sent to the City of Bakersfield and the people of Kern County expressing the admiration of the City of Lodi.

S. D. A.
THANKS CITY

Letter from the Northern California Conference of Seventh-day Adventists thanking the City Council for the permission granted for the parade on the streets of Lodi by the Pathfinder Clubs on Oct. 26.

PUBLIC HEARINGS

POSTPONE
TRANSFER OF
CITY CAB CO.
STAND

At this time Mayor Haskell called for the public to be heard on the matter of the request of the City Cab Company for a transfer of their present stand on the west side of Sacramento Street just north of the Pine Street intersection to the east side of Sacramento Street in front of the Star Grill at 29 North Sacramento Street. Mr. Reuben Rott, attorney for the Veteran Cab Company, addressed the Council in protest to the location of the new stand at 29 North Sacramento which so close to the office of the Veteran Cab Company at 33 North Sacramento Street. Mr. Rott stated that he felt that it was not in the public interest to locate two cab stands so close together in this vicinity. Mr. Edward R. Dancer, co-partner of the City Cab Company, explained that his present stand has proven unsatisfactory due to the presence of a tree next to his stand which hinders his operations. Mayor Haskell questioned Mr. Dancer as to the particular reason for requesting a stand at the above address. Mr. Dancer replied that there was no particular reason other than the fact that the Star Grill was open late at night and was frequented by his drivers. Mayor Haskell then called the attention of the Council to the fact that the present stand of the City Cab Company may conflict with the proposed improvement of the S. P. Company parking lot. On the suggestion of Councilman Robinson the hearing was continued to the meeting of December 3 in order that it might be considered along with the plans for the improvements to the S.P. lot.

POSTPONE
ABANDONMENT
OF FALLS
AVENUE

This also being the time and place for the hearing of protests to the abandonment of Falls Avenue between Grant and Roper Avenues, Mayor Haskell called for such objections. Spokesman for a group of residents in the 600 and 700 block on Crescent and Roper Avenues addressed the Council protesting that the abandonment of Falls Avenue would create an unusually long blind street thereby inconveniencing the residents and making access for fire fighting equipment difficult. Mr. Weller read the extract from the minutes of the City Planning Commission for the meeting of August 1, 1949, in which Mr. Schneider offered a forty-foot street, Falls Avenue, with the plan that the street would be vacated at such time as the Koenig property, north of Schneider Tract, was subdivided. Mr. Schneider then addressed the Council to state that the purchasers of property in the Schneider Tract had been informed that Falls Avenue was to be vacated upon opening of Crescent and Roper Avenues to the north. Several property owners answered that while it is true that they had been informed that Falls Avenue would be closed, they had been lead to believe that such closing would not take place until Daisy Avenue, or other street, was opened to the south. Mayor Haskell pointed out that if Falls Avenue is not closed the owners of property on Crescent and Roper Avenues will be confronted with a drainage problem this winter. Councilman Robinson moved that the abandonment of Falls Avenue be postponed until such time as Crescent and Roper Avenues have a southerly exit to Daisy, and that the City does not assume any responsibility for maintaining said street or providing drainage. The motion was seconded by Councilman Preszler and passed unanimously.

STOP
SIGN A request that the City place a stop sign at the corner where Hutchins Street enters California Street north of Lockeford Street was taken under advisement by the City Manager who will refer the matter to the Chief of Police and the City Engineer.

NEW
ZONING
ORDINANCE
INTRO-
DUCED
ORD.
NO. 469 Mayor Haskell then proceeded to the hearing on the new zoning ordinance. On the recommendation of City Attorney Mullen, Section 6.3, paragraph 2, was changed to read, "Side Yard: Ten (10) per cent of the width of the lot, with a minimum of five (5) feet required, except as otherwise provided in Section 5.3 for the street side of a corner or reversed corner lot." There being no further persons wishing to be heard on the subject, ORDINANCE NO. 469, "AN ORDINANCE TO REGULATE, RESTRICT AND SEGREGATE THE LOCATION OF INDUSTRIES, BUSINESSES, TRADES, APARTMENTS, DWELLINGS AND OTHER SPECIFIED USES; TO REGULATE AND LIMIT THE HEIGHT AND BULK OF BUILDINGS HEREAFTER ERECTED; TO REGULATE AND DETERMINE THE AREA OF YARDS AND OTHER OPEN SPACES; FOR SAID PURPOSES TO DIVIDE THE CITY INTO DISTRICTS; TO PROVIDE FOR ENFORCEMENT AND PRESCRIBE PENALTIES FOR THE VIOLATION OF ITS PROVISIONS; AND TO REPEAL ORDINANCE NO. 238 AND ALL OTHER ORDINANCES OR PARTS OF ORDINANCES IN CONFLICT HEREWITH, IN SO FAR AS SUCH CONFLICT MAY EXIST." was introduced on the motion of Councilman Richey, Robinson second.

REPORTS OF THE CITY MANAGER

The City Manager recommended the transfer of \$43,999.13 from the Contingent Fund to the following:

	City Clerk	\$ 5,219.60
	City Manager	2,030.83
	Finance	2,635.42
	Community Counsellor	189.67
	Police	5,035.60
	Police Court	251.07
	Streets	948.98
TRANSFER OF FUNDS	Utilities	17,652.53
	Recreation	10,035.43

RES.
NO.1706 Mr. Weller explained that these transfers were necessary to close the books for the fiscal year 1951-52; that the bulk of the overrun had been anticipated when the 1951-52 budget was adopted and that \$30,000 had been placed in the Contingent Fund for the purpose of meeting increases in salary which were anticipated to be authorized July 1, 1951. The transfer, as recommended, was authorized by the adoption of Resolution 1706 on the motion of Councilman Robinson, Richey second.

RES.
NO.1707
AWARD
ASBESTOS
PIPE The City Manager recommended that the contract for asbestos pipe be awarded to Johns-Manville Company as the only bidder. Resolution No. 1707, awarding the contract to Johns-Manville, was adopted on the motion of Councilman Preszler, Richey second.

RES.
NO.1709
AWARD
CONCRETE
PIPE Two suppliers submitted bids for concrete pipe to be used in extending sewer lines to Lowe's Village and Century Manor. The City Manager stated that the City could accept the low bid on each item rather than consider only the overall bid of each supplier. On the motion of Councilman Richey, Preszler second, Resolution No. 1709 was adopted awarding the contract for pipe as follows:

ED SPIEKERMAN CONCRETE PIPE CO.		
6800 ft. of 6" pipe at \$.34 per foot		\$2312.00
935 ft. of 10" pipe at .44 per foot		411.40
270 ft. of 12" pipe at .52 per foot		140.40
385 ft. of 30" pipe at 4.23 per foot		1628.55

J. W. MUMBERT CONCRETE PIPE CO.		
1425 ft. of 8" pipe at \$.37 per foot		\$ 527.25
1025 ft. of 16" pipe at .80 per foot		820.00
1250 ft. of 21" pipe at 2.23 per foot		2787.50

PARKING LOT
S. P. CO.
PROPERTY

The City Manager presented a diagram prepared by the City Engineer as a suggestion for the improvement of the S.P. Company property on Sacramento Street for a parking lot. Mr. Weller then read a letter from Amy L. Boynton of the Coordinating Council urging the City Council to include a row of greenery between the parking lot and the S. P. depot. Following a discussion of the relative merits of including greenery in the plans, Councilman Robinson suggested that the details need not be agreed upon at this time. So saying, he moved that the City Manager be instructed to contact the Southern Pacific Company and negotiate for the lease of the property in question. The motion was seconded by Councilman Richey and passed.

SPECIFICATIONS
FOR
POLICE CAR

City Manager presented the specifications for the purchase of a new sedan for the Police Department. It was requested that the specifications be written closed in order to permit the purchase of an automobile with Power Glide, a fluid type of transmission, in an attempt to reduce the costs of repairs due to transmission failures. It was pointed out that Chevrolet was the only car in the low priced field which had this fluid type transmission. The specifications were approved on the motion of Councilman Preszler, Robinson second.

CLAIMS

Claims in the amount of \$103,441.01 were approved and ordered paid on the motion of Councilman Preszler, Richey second.

APPROVE
MUNSCH
DRIVEWAYS

At this point Mr. Conrad Munsch addressed the Council and requested permission to construct two driveways on De Force Avenue near the corner of Sacramento Street. Councilman Preszler moved that the request be approved with the provision that the aggregate width of the driveways not exceed 32 feet and that the location be approved by the City Engineer. The motion was seconded by Councilman Richey and passed.

M. C. YODER
CONTRACT
EXTENDED

The City Manager reported that the contract with Carleton Yoder for the study of our present sewage disposal plant and the design of an expanded plant had run out. Mr. Weller explained that the progress on the design for the expansion had been delayed by an unexplained increase in sewerage. He stated that the cause of the increase was being investigated by the City Engineer. Mr. Weller recommended that the contract with Mr. Yoder be extended to July 1, 1953. Councilman Robinson moved that the City Attorney be authorized to make the recommended extension. Following the second by Councilman Richey, the motion was passed unanimously.

CITY PLANNING COMMISSION

SO. BAPTIST
CHURCH
USE PERMIT

The request of the Southern Baptist Church for an extension of their use permit to allow for an addition to the church together with some off-street parking was approved on the motion of Councilman Robinson, Richey second.

FLOWER
USE PERMIT

On the motion of Councilman Preszler, Richey second, the recommendation of the Planning Commission that Mr. Walter Flower be granted an extended use permit and also variances from Sections 5-2.11 and 5-2.12 of Ordinance No. 238 to enable him to add to his present auto repair garage at 415 South Cherokee Lane was approved.

MARTIN
USE PERMIT

The recommendation of the City Planning Commission that Mr. and Mrs. Martin be granted a use permit for a nursing home at 610 S. Fairmont Avenue and that their present use permit at 303 N. School Street be revoked was approved on the motion of Councilman Preszler, Richey second.

RIECK, ET AL
ANNEXATION
PETITION

The petition requesting annexation of the lands owned by Rieck, Canepa, Jauch, Lukens and Shubert was returned from the Planning Commission with the recommendation that these lands be annexed. The motion of Councilman Richey for the adoption of a resolution of intention to annex died for want of a second. After discussing the advisability of including the property containing the Werner Manufacturing Co., the City Clerk was instructed to prepare a new boundary description including the Werner property, secure approval of said boundary, and to prepare the necessary resolution for the City to initiate annexation proceedings. Councilman Robinson suggested that the water supply be considered along with these annexations.

VAN BUSKIRK
RE: WATER

Mr. Ray Van Buskirk addressed the Council relative to the adequacy of the water supply of the City. Mr. Van Buskirk contended that new territory should not be added to the City until the water supply for the present residents was sufficient. Mr. Weller stated that the City did not face a water shortage due to the present annexations and that due consideration was given to the question of water supply prior to recommending the additions.

RE: CITY
MANAGER'S
STATEMENT
TO JUDICIARY
SUBCOMMITTEE

Councilman Robinson called the attention of the Council to the statement by Mr. Weller before the Subcommittee on Courts of the Assembly Committee of Judiciary in Sacramento on October 31, 1952. Mr. Robinson stated that this statement on the reorganization of the inferior courts in San Joaquin County and opposing any change in the allocation of court costs or revenues was a very fine piece of work and Mr. Weller should be commended.

Mayor Haskell requested the members of the Council to meet in executive session at 7:30 p.m. on the evening of November 12.

At approximately 11:30 p.m. the meeting was adjourned.

ATTEST: *Laurel H. Glaves*
CITY CLERK